

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

Case No. **00-6028**

26 U.S.C. §7201

DR DIMITROULEA

UNITED STATES OF AMERICA) **MAGISTRATE JUDGE**
) **SNOW**
vs.)
)
DAVID G. TRACY,)
)
Defendant.)
_____)

FILED
U.S. DIST. CT.
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INDICTMENT

The Grand Jury charges that:

COUNT I

During the calendar year 1994, at Broward County, in the Southern District of Florida, the defendant,

DAVID G. TRACY,

a resident of Fort Lauderdale, Florida, had and received taxable income in the sum of approximately \$53,000.00; that upon said taxable income there was, owing to the United States of America, an income tax of approximately \$12,000.00, whereupon the defendant,

DAVID G. TRACY,

beginning on or about April 4, 1994, and continuing until at least

on or about April 1, 1997, in the Southern District of Florida, did knowingly and willfully attempt to evade and defeat approximately \$10,000.00 of the said income tax due and owing by him to the United States of America for said calendar year by filing false W-4 Forms through his employer, the City of Hallandale, filing a false income tax return, and failing to pay the income tax due thereon, to any proper officer of the Internal Revenue Service, as required by law, and otherwise concealing and attempting to conceal from all proper officers of the United States his true and correct income and tax due thereon; all in violation of Title 26, United States Code, Section 7201.

COUNT II

During the calendar year 1995, at Broward County, in the Southern District of Florida, the defendant,

DAVID G. TRACY,

a resident of Fort Lauderdale, Florida, had and received taxable income in the sum of approximately \$56,000.00; that upon said taxable income there was, owing to the United States of America, an income tax of approximately \$13,000.00, whereupon the defendant,

DAVID G. TRACY,

on or about March 2, 1995, and continuing thereafter until at least on or about April 1, 1997, in the Southern District of Florida, did knowingly and willfully attempt to evade and defeat approximately \$13,000.00 of the said income tax due and owing by him to the United States of America for said calendar year by filing a false

W-4 Form through his employer, the City of Hallandale, filing a false income tax return and failing to pay the income tax due thereon, to any proper officer of the Internal Revenue Service, as required by law, and otherwise concealing and attempting to conceal from all proper officers of the United States his true and correct income and tax due thereon; all in violation of Title 26, United States Code, Section 7201.

COUNT III

During the calendar year 1996, at Broward County, in the Southern District of Florida, the defendant,

DAVID G. TRACY,

a resident of Fort Lauderdale, Florida, had and received taxable income in the sum of approximately \$100,000.00; that upon said taxable income there was, owing to the United States of America, an income tax of approximately \$28,000.00, whereupon the defendant,

DAVID G. TRACY,


on or about February 14, 1996, and continuing thereafter until at least on or about April 1, 1997, in the Southern District of Florida, did knowingly and willfully attempt to evade and defeat approximately \$28,000.00 of the said income tax due and owing by him to the United States of America for said calendar year by filing a false W-4 Form through his employer, the City of Hallandale, filing a false income tax return and failing to pay the income tax due thereon, to any proper officer of the Internal

Revenue Service, as required by law, and otherwise concealing and attempting to conceal from all proper officers of the United States his true and correct income and tax due thereon; all in violation of Title 26, United States Code, Section 7201.


A TRUE BILL



FOREPERSON



THOMAS E. SCOTT
UNITED STATES ATTORNEY



MATTHEW MENCHEL
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*

DAVID G. TRACY

Superseding Case Information:

Court Division: (Select One)

New Defendant(s) _____

Yes _____

No _____

Number of New Defendants _____

Total number of counts _____

☐ Miami ☐ Key West
☒ FTL ☐ WPB ☐ FTP

I do hereby certify that:

- I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
- I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

- Interpreter: (Yes or No) No
List language and/or dialect _____

- This case will take 4 days for the parties to try.

- Please check appropriate category and type of offense listed below:

(Check only one)

(Check only one)

- | | | |
|-----|------------------|----------|
| I | 0 to 5 days | <u>X</u> |
| II | 6 to 10 days | _____ |
| III | 11 to 20 days | _____ |
| IV | 21 to 60 days | _____ |
| V | 61 days and over | _____ |

- | | |
|---------|----------|
| Petty | _____ |
| Minor | _____ |
| Misdem. | _____ |
| Felony | <u>X</u> |

- Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: _____

Case No. _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: _____

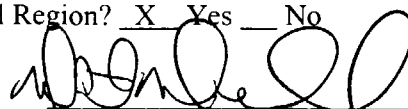
Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No

- Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? X Yes
No If yes, was it pending in the Central Region? X Yes No No



MATTHEW MENCHEL
 ASSISTANT UNITED STATES ATTORNEY
 Court Id. No. A5500407

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant Name: David G. Tracy Case No.: _____

=====
Counts #I-III:

Attempt to evade or defeat tax; 26:7201

*Max Penalty: 5 years' maximum imprisonment; \$250,000 fine; costs of prosecution

=====
Count #

Max. Penalty:

=====
Count #:

Max. Penalty:

=====

*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.